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DATE: July 28, 2004 (7:07 PM)

Recipient	Company	City/State	Telephone #	Fax #
OIPE Customer Service	US Patent & Trademark Office	Alexandria, Virginia	703-308-1202	703-308-7751

FROM: Monte R. Rhodes, Ph.D.

3456

Our Ref. #: 08841.105044

NUMBER OF PAGES (Including Cover Page): 36

MESSAGE:

Enclosed please find a Petition For Withdrawal of a Holding of Abandonment Under 37 CFR 1.181 (a) for U.S. Patent Application Serial No.: 10/023,637.

PLEASE CHECK THAT ALL PAGES ARE RECEIVED. IN CASE OF PROBLEMS, PLEASE CALL:

MONTE R. RHODES AT (404) 572-2574.

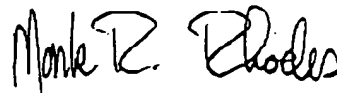
ALL RETURN TELECOPY MESSAGES SHOULD BE SENT TO 404/572-5100. THANK YOU.

1 of 2

Applicant's respectfully request reconsideration of the holding of abandonment of this matter, and request that the Notice of Abandonment be withdrawn and the case allowed to proceed to Examination.

Applicants do not believe that any fee is due in association with this Petition to Withdraw the Holding of Abandonment. Furthermore, Applicants believe that the fee associated with the previously submitted response to the Notice to File Missing Parts, i.e., the late filing fee of \$65.00 for the oath or declaration, was previously paid. However, if the Patent Office believes that additional fees are due, including but not limited to, a Fee to Withdraw the Holding of Abandonment, the Commissioner is hereby authorized to charge \$65.00, as well as any other deficiency associated with this Petition, to King & Spalding Deposit Account No. 11-0980, referencing matter number 08841.105044.

Respectfully submitted,



Monte R. Rhodes, Ph.D.
Reg. No. 54,396
Customer No. 20786
AGENT FOR ASSIGNEE,
PHARMASSET LTD.

King & Spalding, LLP
191 Peachtree Street
Atlanta, GA 30303-1763
(404)-572-2574 (Direct Line)
(404) 572-5145 (Facsimile)

July 28, 2004

Enclosures: ☒ Petition to Withdraw Holding of Abandonment (2 pp)
☒ Copy of itemized, date-stamped postcard receipt, date-stamped
12/19/2003 (1 page)
☒ Originally Filed Certificate of Mailing in compliance with 37 CFR 1.8(b)
☒ Copy of the Originally Filed Reply (27 pp)
☒ June 4, 2004 Notice of Abandonment Under 37 CFR 1.53(f) or (g) (3 pp)



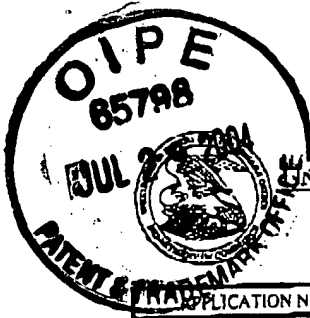
CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. § 1.8

I hereby certify that this PETITION FOR WITHDRAWAL OF A HOLDING OF ABANDONMENT, COPY OF THE NOTICE OF ABANDONMENT, COPY OF THE ITEMIZED, DATE-STAMPED POSTCARD RECEIPT, ORIGINALLY-FILED CERTIFICATE OF MAILING, AND COPY OF THE ORIGINALLY-FILED REPLY along with any documents referred to as attached herein are being transmitted by facsimile to OIPE Customer Service at the U.S. Patent and Trademark Office at facsimile number (703) 308-7751 on the date shown below.



Monte R. Rhodes

Date: July 28, 2004



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/023.637	12/17/2001	Michael J. Orr	PHAR 1030 US

20786
KING & SPALDING LLP
191 PEACHTREE STREET, N.E.
ATLANTA, GA 30303-1763

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JUN 07 2004

KING & SPALDING LLP

CONFIRMATION NO. 4305

ABANDONMENT/TERMINATION
LETTER

OC000000012869558

Date Mailed: 06/04/2004

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 04/22/2002.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay, (2) the required reply to the above identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

(Signature)

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

USPT 6/7/04

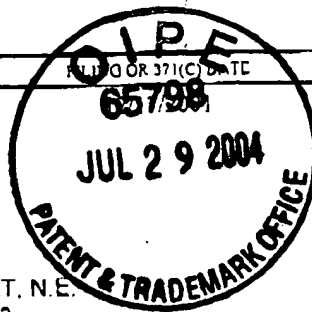


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER 10/023,637	FILED OR 37(C) DATE 65798	FIRST NAMED APPLICANT Michael J. Otto	ATTY. DOCKET NO./TITLE PHAR 1030 US
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20786
 KING & SPALDING LLP
 191 PEACHTREE STREET, N.E.
 ATLANTA, GA 30303-1703



CONFIRMATION NO. 4306

ABANDONMENT/TERMINATION
 LETTER

OC000000012869558

Date Mailed: 06/04/2004

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 04/22/2002.

- No reply was received.


A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

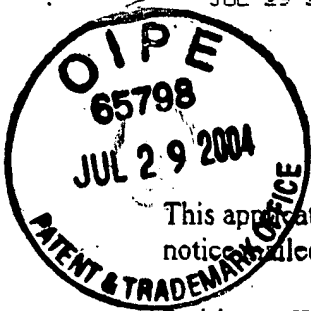
Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*


 Customer Service Center
 Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Notice of Abandonment

This application is abandoned in view of applicant's failure to timely file a proper reply to the Office notice mailed on 10-4-04.

Petition to Withdraw the Holding of Abandonment

If a complete reply to the notice was previously filed by applicant within the time period set forth in the notice, applicant may request for reconsideration of the holding of abandonment within **2 months** from the mailing of this notice of abandonment by filing a petition to withdraw the holding of abandonment under 37 CFR 1.181(a). No petition fee is required. The petition must be accompanied by a true copy of the originally filed reply and the item(s) identified in one of the following:

1. A properly itemized date-stamped postcard receipt (see MPEP § 503);
2. If the originally filed reply included a certificate of mailing or transmission in compliance with 37 CFR 1.8(a), a copy of the certificate of mailing or transmission and a statement in compliance with 37 CFR 1.8(b) (see MPEP § 512); or
3. If the reply was filed via Express Mail, a submission satisfying the requirements of 37 CFR 1.10(e) including, for example, a copy of the Express Mail mailing label showing the "date-in" (see MPEP § 513).

Any petition to withdraw the holding of abandonment should be transmitted by facsimile directly to OIPE Customer Service at (703) 308-7751.

Petition to Revive an Abandoned Application

If applicant did not previously file a complete reply within the time period set forth in the notice, applicant may file a petition to revive the application under 37 CFR 1.137.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by:

1. an adequate showing of the cause of unavoidable delay;
2. the required reply to the above-identified notice;
3. the petition fee set forth in 37 CFR 1.17(i); and
4. a terminal disclaimer if required by 37 CFR 1.137(d).

See MPEP § 711.03(c) and Form PTO/SB/61.

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by:

1. a statement that the entire delay was unintentional;
2. the required reply to the above-identified notice;
3. the petition fee set forth in 37 CFR 1.17(m); and
4. a terminal disclaimer if required by 37 CFR 1.137(d).

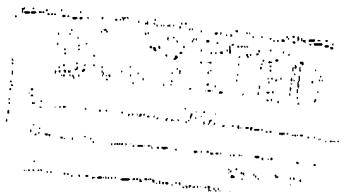
See MPEP § 711.03(c) and Form PTO/SB/64.

Any questions concerning petitions to revive should be directed to Office of Petitions at (703) 305-9282.

Any questions regarding this notice should be directed to OIPE Customer Service at (703) 308-1202.

Customer Service Center

Initial Patent Examination Division (703) 308-1202



440



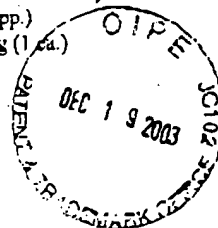
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The U.S.P.T.O official mailroom stamp affixed hereto acknowledges receipt of the items listed below.

Applicant: Stuyver et al.
Serial No.: 10/023,637
Filing Date: December 17, 2001
Title: Antiviral Agents for Treatment of Flaviviridae Infections

- Papers Submitted:
1. Petition to Withdraw Holding of Abandonment (2 pp.)
 2. Docket Records indicating that the Notice was never received (4 pp.)
 3. Transmittal of Missing Parts (2 pp.)
 4. Part 2 of Missing Parts Notice (2 pp.)
 5. Declaration of Patent Application executed by all inventors (5 inventors; 10 pp.)
 6. Transmittal of Sequence Listing and Preliminary Amendment (3 pp.)
 7. Sequence Listing in written form (2 pp.)
 8. A disk containing a Sequence Listing (1 ea.)
 9. 3 Certificates of Mailing (1 p each)

Attorney: Sherry M. Knowles, Esq.
Date Mailed: December 17, 2003
Docket: 08841 105044 (PHAR 1030 US)



ATT. IMANAGE-3364731 v1

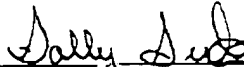
1730103



PETITION TO WITHDRAW ABANDONMENT
Application No. 10/023,637
Filed December 17, 2001
Docket No. 08841.105044 (PHAR 1030 US)

CERTIFICATE OF MAILING

I hereby certify that this Petition to Withdraw Holding of Abandonment, along with any other paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to the Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Sally Sexton

Date: December 17, 2003



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/023,637
 Applicant: : Stuyver *et al.*
 Filed : December 17, 2001
 Title : Antiviral Agents for Treatment of *Flaviviridae* Infections
 TC/A.U. : OIPE
 Examiner : OIPE
 Docket No. : 08841.105044 (PHAR 1030 US)
 Customer No. : 20786

Confirmation No. 4305

Mail Stop Petition
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

December 17, 2003

Petition under 37 CFR 1.181(a) to Withdraw the Holding of Abandonment

Sir:

Applicants hereby petition for the withdrawal the holding of abandonment of this application.

The Patent Office allegedly mailed a Notice to File Missing Parts on April 22, 2002. The Office communication set a two month statutory period for reply, through June 22, 2002. However, the Notice to File Missing Parts was never received by the Applicants or Applicants' representatives. Applicants hereby attest that our files and docket records indicates that the Office communication was never received. Applicants enclose a copy of the docket record where the non-received Notice to file Missing Parts would have been entered had it been received and docketed. In addition, Applicants' Counsel enclose a copy of its records of all the actions that were docketed as due on June 22, 2002. These records indicated that the Notice to File Missing Parts was never received and therefore the requisite date to respond to such Notice was not docketed.

On December 9, 2003, Applicants' Counsel contacted the Office of Initial Patent Examination regarding the status of this application, and obtained a copy of the Notice to File Missing Parts, purportedly mailed on April 22, 2002.

PETITION TO WITHDRAW ABANDONMENT
Application No. 10/023,637
Filed December 17, 2001
Docket No. 08841.105044 (PHAR 1030 US)

Despite the fact that the U.S. Patent Office purportedly mailed the Notice of Missing Parts on April 22, 2002, which was not received by our office, the Patent Office to date has not sent a Notice of Abandonment in this application. In fact, Counsel for the Applicants were advised by the Patent Office that, according to its records, this case is still pending.

Applicants enclose a full response to the Notice to File Missing Parts, which was actually received from the Patent Office on December 9, 2003.

Applicants do not believe any fee is due with this Petition to Withdraw the Holding of Abandonment. Applicants believe that the fee associated with the response to the Notice to File Missing Parts; i.e. the late filing fee for the oath or declaration, is \$65.00. However, if the Patent Office believes that additional fees are due, including, but not limited to, a fee to Withdraw the Holding of Abandonment, the Commissioner is authorized to charge \$65.00, as well as any other deficiency associated with this Petition to Deposit Account 11-0980.

Respectfully submitted,



Sherry M. Knowles
Registration No. 33,052

Date: December 17, 2003

KING & SPALDING LLP
191 Peachtree Street
Atlanta, GA 30303
404-572-4628 (Direct Line)
404-572-5145 (Facsimile)



tblDueDates4

CaseNu	Client	Countr	Attorn	Title	ActionType	ActionDue	DueDate	DateTake	PTO/Base
105007	06949	US	WSP	User Interface for Internet Telephony	Application Status	Application Status	22-Jun-2002	09-Jan-1930	22-Dec-2000
105015	06949	WO	WSP	OSP For SMS Networks	Chapter II Due	Chapter II Due	22-Jun-2002	09-Jan-1930	22-Dec-1999
105013	06949	WO	WSP	System and Method for the Secure	Chapter II Due	Chapter II Due	22-Jun-2002	09-Jan-1930	22-Dec-1999
105027	06948	US	WSP	Dielectric Filter Assembly	Foreign Filing	Foreign Filing Due	22-Jun-2002	09-Jan-1930	22-Jun-2001
105038	16600	US	WSP	System and Method for Managing	File Application	Filing Due	22-Jun-2002	21-Mar-2000	22-Jun-2001
105008	16600	US	WSP	System and Method for Managing	Foreign Filing	Foreign Filing Due	22-Jun-2002	09-Jan-1930	22-Jun-2001
105005	08841	US	SMK	B-2- Or 3-Halenucleosides	File Application	Filing Due	22-Jun-2002	21-Jun-2002	22-Jun-2001
105005	08841	US	SMK	B-2- Or 3-Halenucleosides	Foreign Filing	Foreign Filing Due	22-Jun-2002	21-Jun-2002	22-Jun-2001
105005	08841	US	SMK	B-2- Or 3-Halenucleosides	Filing Due	Filing Due	22-Jun-2002	21-Jun-2002	22-Jun-2002
105005	08841	US	SMK	B-2- Or 3-Halenucleosides	Filing Due	Foreign Filing Due	22-Jun-2002	21-Jun-2002	22-Jun-2002
105023	08140	US	SMK	Multiple Mesodermal Lineage	US-3 Month Office	2 Weeks to Final	22-Jun-2002	07-May-2000	07-Jan-2002
105001	06937	US	WSP	Method and Computer Networks for	Priority Claim Due	Priority Claim Due	22-Jun-2002	09-Jan-1930	22-Feb-2002
105066	18085	US	SMK	Antiviral 1,3-Dioxolane Nucleoside	Tax 3.5	Tax 3.5	22-Jun-2002	18-Jun-2002	22-Dec-1998
105035	08140	US	SMK	Endocrine Pancreas Differentiation of	US-Missing Parts	1st Extension	22-Jun-2002	22-May-2000	22-Mar-2002
105059	04676	US	SMK	Methods and Compositions to Increase	Supplemental IDS	Supplemental IDS	22-Jun-2002	10-Jul-2002	22-Mar-2002
105010	03286	US	HJH	Method and System for Processing	US-Missing Parts	1st Extension	22-Jun-2002	22-May-2000	22-Mar-2002
105001	05721	US	WSP	Hierarchical Administration of	Supplemental IDS	Supplemental IDS	22-Jun-2002	09-Jan-1930	22-Mar-2002



CaseNu	Client	Countr	Attorn	Title	ActionType	ActionDue	DueDate	DateTake	ProjBase
105005	04676	CN	SMK	Treatment for Atherosclerosis and	Foreign Office	Response Due	22-Jun-2002	12-Jun-2002	22-Jun-2002
105004	08286	US	HJH	Method and System for Processing	US-Missing Parts	Missing Parts Due	22-Jun-2002	24-Jun-2002	22-Apr-2002
105069	06576	US	WSP	System and Method for	1 Month	1 Month	22-Jun-2002	09-Jan-1930	22-May-2002
105032	08841	WO	SMK	Method for the Synthesis of	Correct Defects	Correct Defects	22-Jun-2002	07-Jun-2002	22-May-2002
105006	08475	WO	WSP	System and Method for	Correct Defects	Correct Defects	22-Jun-2002	13-Jun-2002	22-May-2002
105045	08841	WO	SMK	B-Z-OR 3'-Halonucleosides	PCT Application	PCT Application	22-Jun-2002	24-Jun-2002	22-Jun-2001
105033	10475	US	WSP	Hose: Construction and Method of	Tax 3.5	Tax 3.5	22-Jun-2002	09-Jan-1930	22-Dec-1998
105009	36931	WO	WSP	Method and Apparatus for Registering	Chap. II Filing Due	Chap. II Filing Due	22-Jun-2002	01-Jan-1930	22-Mar-2000

Country Application

Tuesday, December 9, 2003

Case Number: 105044 PHA Country: United States of America SubCase:

Case Type: ORD Attorney(s): SMK mij hmv

Title: Antiviral Agents for Treatment of Flaviviridae Infections

Owner: PHAR Pharmasset, Ltd.

Client: 08841 Pharmasset, Ltd.

Agent: KS King & Spalding

Ref#:

Ref#:

Application Status: Pending

Application Number: 10/023,637

Patent Number:

Publication Number:

Priority Number: 60/256,006

Tax Schedule: LE

Filing Date: 17-Dec-2001

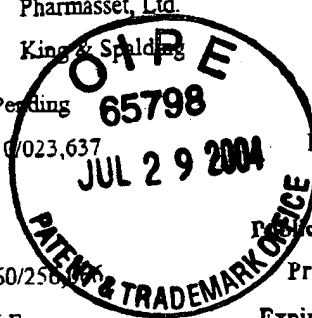
Issue Date:

Publication Date:

Priority Date: 15-Dec-2000

Expiration Date:

Tax Start Date:

**Keyword(s):**

PHAR1030 US

Remarks: 12/17/2001 Application, specs., claims, drawings, power of attorney and declarations filed with USPTO
 01/08/2002 Rec'd postcard from USPTO application filed
 02/11/2002 Assignment filed with USPTO
 03/21/2002 Rec'd postcard from USPTO assignment filed
 04/03/2002 Rec'd postcard from USPTO ids filed
 05/10/2002 Rec'd notice of recordation of assignment from USPTO
 recorded 02/27/02 rec/frame 012652/0831
 06/05/2002 IDS with search report filed with USPTO
 06/17/2002 Rec'd postcard from USPTO supplemental ids filed

List Of Actions

Action(s) Du	Due Date		Action Taken
1 Month Amendment Deadline	17-Jan-2002	Due Date	09-Jan-1930
14 Month Amendment Deadline	15-Feb-2002	Due Date	09-Jan-1930
File Assignment	17-Mar-2002	Due Date	11-Feb-2002
Information Disclosure Stmt	17-Mar-2002	Due Date	21-Mar-2002
Priority Claim Due	17-Apr-2002	Due Date	17-Dec-2001
Publication	15-Jun-2002	Due Date	09-Jan-2002
File CIP Application	17-Jun-2002	Due Date	09-Jan-1930
Supplemental IDS Due	06-Jul-2002	Reminder	05-Jun-2002
Supplemental IDS Due	06-Aug-2002	Due Date	05-Jun-2002
Foreign Filing Due	17-Dec-2002	Final	17-Dec-2001

Country Application

Tuesday, December 9, 2003

Application Status Check	17-Jun-2003	Due Date	
Request for Examination	17-Dec-2004	Due Date	09-Jan-1930

User ID: 7394

Date Created: 19-Dec-2001

Last Update: 17-Jun-2002

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